

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

**STIPULATION FOR THE AWARD AND
PAYMENT OF ATTORNEY FEES AND
EXPENSES PURSUANT TO THE EQUAL
ACCESS TO JUSTICE ACT, 28 U.S.C.
§ 2412(d)**

1 IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel,
2 subject to the approval of the Court, that Plaintiff Gloria Lynn Steward be awarded attorney fees and
3 expenses in the amount of six thousand five hundred fifty-four dollars and twenty-seven cents
4 (\$6,554.27) under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412(d), and costs in the
5 amount of four hundred two dollars (\$402.00) under 28 U.S.C. § 1920. This amount represents
6 compensation for all legal services rendered on behalf of Plaintiff by counsel in connection with this
7 civil action, in accordance with 28 U.S.C. §§ 1920; 2412(d).

8 After the Court issues an order for EAJA fees to Plaintiff, the government will consider the
9 matter of Plaintiff's assignment of EAJA fees to Olinsky Law Group. Pursuant to *Astrue v. Ratliff*,
10 560 U.S. 586, 598, 130 S.Ct. 2521, 177 L.Ed.2d 91 (2010), the ability to honor the assignment will
11 depend on whether the fees are subject to any offset allowed under the United States Department of
12 the Treasury's Offset Program. After the order for EAJA fees is entered, the government will
13 determine whether they are subject to any offset.

14 Fees shall be made payable to Plaintiff, but if the Department of the Treasury determines that
15 Plaintiff does not owe a federal debt, then the government shall cause the payment of fees and
16 expenses to be made directly to Olinsky Law Group, pursuant to the assignment executed by Plaintiff.

17 This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA attorney
18 fees, and does not constitute an admission of liability on the part of Defendant under the EAJA or
19 otherwise. Payment of the agreed amount shall constitute a complete release from, and bar to, any and
20 all claims that Plaintiff and/or Olinsky Law Group and Hal Taylor may have relating to EAJA attorney
21 fees in connection with this action.

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1 This award is without prejudice to the rights of Hal Taylor and/or Olinsky Law Group to seek
2 Social Security Act attorney fees under 42 U.S.C. § 406(b), subject to the savings clause provisions of
3 the EAJA.

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6 Dated: October 4, 2022

Respectfully submitted,

7 OF COUNSEL, OLINSKY LAW GROUP

8 /s/ Hal Taylor
9 HAL TAYLOR
Attorney for Plaintiff

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11 Dated: October 4, 2022

Respectfully submitted,

12 JASON M. FRIERSON
13 United States Attorney
District of Nevada

14 CHRISTOPHER J. BELLA, CSBN 294049
15 Special Assistant United States Attorney
16 160 Spear Street, Suite 800
San Francisco, California 94105
17 Telephone: (510) 970-4805
Facsimile: (415) 744-0134
18 *(as authorized by email on October 4, 2022)*
E-Mail: christopher.bella@ssa.gov

19 Attorneys for Defendant

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21 IT IS SO ORDERED:

22 
23 HON. ELAYNA J. YOUCHAK
UNITED STATES MAGISTRATE JUDGE

24 DATED: October 6, 2022
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